

Jennie Lee Anderson (SBN 203586)
ANDRUS ANDERSON LLP
155 Montgomery Street, Suite 900
San Francisco, CA 94104
Tel. (415) 986-1400; Fax. (415) 986-1474
jennie@andrusanderson.com

Garrett D. Blanchfield
Brant Penney
REINHARDT WENDORF & BLANCHFIELD
332 Minnesota Street, Suite W1099
St. Paul, MN 55101
Tel. (651) 287-2100; Fax. (651) 287-2103
g.blanchfield@rwblawfirm.com
b.penney@rwblawfirm.com

Counsel for Plaintiff

David Gringer
**WILMER CUTLER PICKERING
HALE AND DORR LLP**
1875 Pennsylvania Avenue NW
Washington, DC 20006 USA
Tel.: (202) 663-6600
Fax.: (202) 663-6363
david.gringer@wilmerhale.com

Counsel for Defendant

**IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF CALIFORNIA**

MAXIMILIAN KLEIN and SARAH
GRABERT, individually and on behalf of all
others similarly situated,

Plaintiff,

vs.

FACEBOOK, INC., a Delaware corporation
headquartered in California,

Defendant.

Case No. 5:20-cv-08570-LHK

**JOINT STIPULATED
ADMINISTRATIVE MOTION TO
CONSIDER WHETHER CASES
SHOULD BE RELATED AND
[PROPOSED] ORDER**

CIV. L.R. 3-12, 7-11

RITA GARVIN, individually and on behalf
of all others similarly situated,

Plaintiff,

vs.

FACEBOOK, INC., a Delaware corporation
headquartered in California,

Defendant.

Case No. 21-cv-00618-KAW

**JOINT STIPULATED ADMINISTRATIVE MOTION TO CONSIDER WHETHER CASES SHOULD BE RELATED
AND [PROPOSED] ORDER**
Case No. 5:20-cv-08570-LHK

Pursuant to Civil Local Rules 3-12(b) and 7-11, Plaintiff Rita Garvin and Defendant Facebook, Inc. (“Parties”) hereby file this Joint Stipulated Administrative Motion to determine whether *Garvin v. Facebook, Inc.*, Case No. 21-cv-00618-KAW (filed January 26, 2021) (attached as Exhibit A), should be related to and consolidated with *Klein, et al. v. Facebook, Inc.*, Case No. 5:20-cv-08570-LHK and the other cases consolidated with *Klein* (collectively, “the *Klein* coordinated proceedings”). Plaintiffs in *Klein* do not oppose. By and through their undersigned counsel, the Parties agree to the following:

- The *Klein* coordinated proceedings and the instant case all involve the same parties, transactions, and events. Under Local Rule 3-12(a), “An action is related to another when: (1) The actions concern substantially the same parties, property, transaction or event; and (2) It appears likely that there will be an unduly burdensome duplication of labor and expense or conflicting results if the cases are conducted before different Judges.” Here, both criteria are satisfied.
- The *Garvin* and *Klein* actions arise from substantially the same transactions and events. Both allege that Facebook acquired and maintained illegal monopolies in social networking and connected markets through the same or similar conduct, including anticompetitive deception, misuse of data, and acquisitions.
- Because they involve similar issues of fact and law, it is appropriate to relate and consolidate these actions in order to avoid an unduly burdensome duplication of labor and expense or conflicting results. Civil Local Rule 3-12(a)(2).

SO STIPULATED.

Dated: February 19, 2021

Respectfully submitted,

ANDRUS ANDERSON LLP

By: /s/ Jennie Lee Anderson
 Jennie Lee Anderson
 Jennie Lee Anderson (SBN 203586)

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jennie@andrusanderson.com
ANDRUS ANDERSON LLP
155 Montgomery Street, Suite 900
San Francisco, CA 94104
Telephone: (415) 986-1400
Facsimile: (415) 986-1474

Garrett D. Blanchfield
Brant Penney
REINHARDT WENDORF & BLANCHFIELD
332 Minnesota Street, Suite W1050
St. Paul, MN 55101
Tel: (651) 287-2100
Fax: (651) 287-2103
g.blanchfield@rwblawfirm.com
b.penney@rwblawfirm.com

Attorneys for Plaintiff

WILMERHALE

Dated: February 19, 2021

By: /s/ David Gringer
David Gringer

David Gringer
**WILMER CUTLER PICKERING HALE AND
DORR LLP**
1875 Pennsylvania Avenue NW
Washington, DC 20006 USA
Tel.: (202) 663-6600
Fax.: (202) 663-6363
david.gringer@wilmerhale.com

Attorney for Defendant

[PROPOSED] ORDER

Plaintiff Rita Garvin filed and Defendant Facebook, Inc. have filed a Joint Stipulated Administrative Motion to Consider Whether Case Should Be Related pursuant to Local Rule 3-12. The Court, having considered the papers and pleadings on file, and good cause appearing, hereby GRANTS the joint stipulated motion.

Accordingly, *Garvin v. Facebook, Inc.*, Case No. 21-cv-00618-KAW, is hereby deemed related to and consolidated with *Klein et al. v. Facebook, Inc.*, Case No. 5:20-cv-08570-LHK, and the other cases consolidated with *Klein*, and shall be assigned to the undersigned Judge.

IT IS SO ORDERED.

Dated: _____

HON. LUCY H. KOH
UNITED STATES DISTRICT JUDGE

SIGNATURE ATTESTATION

Pursuant to Civil L.R. 5-1(i)(3), the filing attorney attests that concurrence regarding the filing of this document has been obtained from the signatories above.

Date: _____

By: /s/ Jennie Lee Anderson
Jennie Lee Anderson